Atty. Dkt. No. 078883-0139

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Iain Alasdair DONALDSON et al.

Title:

**PROMOTER** 

Appl. No.:

Unassigned

Filing Date:

December 12, 2001

Examiner:

Unassigned

Art Unit:

Unassigned

## INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR §1.56

Commissioner for Patents Box PATENT APPLICATION Washington, D.C. 20231

Sir:

In order to comply with Applicant's duty of disclosure pursuant to 37 C.F.R. §1.56, submitted herewith on Form PTO-1449 is a listing of documents cited in the International Search Report of Applicants' International Application No. PCT/GB00/02641. A copy of the International Search Report setting forth the portion of each reference considered relevant by the Examiner is attached.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR §1.56(b). Applicants do not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* art reference against the claims of the present application.

## TIMING OF THE DISCLOSURE

The listed documents are being submitted in compliance with 37 CFR §1.97(b), within three (3) months of the date of entry of the national stage as set forth in 37 CFR §1.491.



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## RELEVANCE OF EACH DOCUMENT

The foregoing documents came to Applicants' attention during a search of the corresponding International application. A copy of the International Search Report setting forth the portion of each reference considered relevant by the examiner is attached. Copies of the documents are not being provided since copies should have been provided directly by WIPO under an exchange program between the PTO, the EPO and the JPO.

Applicants respectfully request that any listed document be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO-1449 be returned in accordance with MPEP §609.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Respectfully submitted,

By 1/1, 6.6, 1/2/26

Registration No. 34,717

Michele M. Simkin Attorney for Applicant

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Page 1 of 1 ATTY. DOCKET NO. Form PTO-1449 U.S. DEPARTMENT OF COMMERCE SERIAL NO. PATENT AND TRADEMARK OFFICE 078883-0139 (MODIFIED) Unassigned **APPLICANT** INFORMATION DISCLOSURE CITATION Iain Alasdair DONALDSON et al. **GROUP ART UNIT** FILING DATE 12/12/2001 Unassigned (Use several sheets if necessary) **U.S. PATENT DOCUMENTS** FILING DATE DOCUMENT **EXAMINER** SUB-DATE NAME **CLASS** REF 1F INITIAL **CLASS** NUMBER **APPROPRIATE** FOREIGN PATENT DOCUMENTS TRANSLATION **DOCUMENT** SUB-DATE COUNTRY **CLASS** REF NUMBER **CLASS** YES NO 10062 3/12/1998 **WIPO** A1 OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.) HUANG et al., "Complete Sructures of Three Rice Sucrose Synthase Isogenes and Differential Regulation of A2 Their Expression," Bioscience Biotechnology and Biochemistry 60(2):233-239 (1996). WANG et al., "A Complete Sequence of the Rice Sucrose Synthast-1 RSS1 Gene," Plant Molecular Biology А3 19(5):881-885 (1992). WING et al, "A BAC End Sequencing Framework to Sequence the Rice Genome," Database EMGSS3 'Online! A4 (1998) EMBL Heidelberg, Germany (Abstract). "Original TA Cloning Kits, pCR2.1 vector" Invitrogen Catalogue, page 7, 1997. A5

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include any copy of this form with next communication to applicant.

**DATE CONSIDERED** 

**EXAMINER**